

HONORABLE RONALD B. LEIGHTON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

In the Matter of the Complaint of Martin W.
Stair, as owner of a certain 2005 Sea Ray
Select for Exoneration from or Limitation of
Liability,

Case No. C07-5451 RBL

AMENDED ORDER DENYING
BARRING ALL CLAIMS FOR LACK OF
SUBJECT MATTER JURISDICTION
AND DISMISSING ALL REMAINING
CLAIMS

The Order filed January 10, 2008, is amended as follows:

IV. Conclusion

Plaintiff Stair did not file his Complaint for Exoneration (Dkt. #1) seeking to limit his liability under Limitation of Shipowners' Liability Act, 46 U.S.C. §§ 30501-30512 within six months of the date he first received notice of a claim by the Defendants. This Court therefore does not have subject matter jurisdiction over this action under the Act. Plaintiff's Motion Barring All Claims (Dkt. #6) is accordingly DENIED and this action is DISMISSED from this Court.

There was a counterclaim asserted pending before this Court by claimants Faye and Thomas Jonez in their Answer to the Plaintiff's Complaint for Exoneration (Dkt. #17). These claimants received relief when this Court entered its Order Partially Granting the Plaintiff's Motion Barring all Claims (Dkt. #20). Additionally, the following motions now pending in this

1 Court are DENIED as moot: Motion to Strike (Dkt. #13), and Motion for Reconsideration of this
2 Court's Order on Motion for Extension of Time (Dkt. #21).

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4 IT IS SO ORDERED.

5 Dated this 15th day of January, 2008.
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10 RONALD B. LEIGHTON
11 UNITED STATES DISTRICT JUDGE
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